

# DRAFT

## STATE WATER RESOURCES CONTROL BOARD RESOLUTION NO. 2022-

### APPROVING AMENDMENTS TO THE WATER QUALITY CONTROL PLAN FOR THE CENTRAL COASTAL BASIN TO IMPROVE AND CLARIFY WASTE DISCHARGE PROHIBITION LANGUAGE

#### WHEREAS:

1. On February 18, 2022, the California Regional Water Quality Control Board, Central Coast Region (Central Coast Water Board) adopted [Resolution No. R3-2022-0001](#) to amend the Water Quality Control Plan for the Central Coastal Basin (Basin Plan amendments), to improve and clarify waste discharge prohibition language (Attachment A).
2. The Central Coast Water Board found that the analysis contained in the California Environmental Quality Act (CEQA) “Substitute Environmental Documents” for the proposed Basin Plan amendments, including the CEQA Checklist, the final staff report entitled “Amendments to the Water Quality Control Plan for the Central Coastal Basin to Improve and Clarify Waste Discharge Prohibition Language,” and the staff responses to comments complies with the State Water Board’s regulations for the implementation of CEQA, as set forth in the California Code of Regulations, title 23, sections 3775 through 3781. The State Water Board has reviewed the Substitute Environmental Documents for the Basin Plan amendments and concurs with the Central Coast Water Board’s findings and determinations, including the Statement of Overriding Considerations.
3. The Central Coast Water Board also adopted the Basin Plan amendments pursuant to the “Necessity” standard of the Administrative Procedures Act, Government Code section 11353, subdivision (b).
4. The Central Coast Water Board found the Basin Plan amendments are consistent with the Statement of Policy with Respect to Maintaining High Quality of Waters in California (State Water Board [Resolution No. 68-16](#)) and the federal Antidegradation Policy (CFR, title 40, section 131.12), in that it does not allow degradation of water quality, and instead prohibits unauthorized waste discharges<sup>1</sup> for specific types of pollutants.

---

<sup>1</sup> A discharger complying with a Regional Water Quality Control Board, or State Water Board order regulating the discharge or a discharge that is exempt from obtaining waste discharge requirements pursuant to the California Water Code or the Water Quality Control Plan for the Central Coastal Basin (Basin Plan) is not subject to the prohibition.

## **D R A F T**

5. The State Water Board finds that the Basin Plan amendments are in conformance with Water Code section 13240, which specifies that regional water quality control boards may revise basin plans, and section 13243, which authorizes regional water boards to specify discharge prohibitions in their basin plans.
6. A Basin Plan amendment does not become effective until approved by the State Water Board and until the regulatory provisions are approved by the Office of Administrative Law (OAL). These Basin Plan amendments must also receive approval from the U.S. Environmental Protection Agency (U.S. EPA).

THEREFORE BE IT RESOLVED THAT:

The State Water Board:

1. Approves the Basin Plan amendments adopted under Central Coast Water Board Resolution No. R3-2022-0001.
2. Authorizes and directs the Executive Director or designee to submit the Basin Plan amendments adopted under Central Coast Water Board Resolution No. R3-2022-0001 to OAL for approval of the regulatory provisions and to USEPA for approval.

## **CERTIFICATION**

The undersigned Clerk to the Board does hereby certify that the foregoing is a full, true, and correct copy of a resolution duly and regularly adopted at a meeting of the State Water Resources Control Board held on June 7, 2022.

---

Jeanine Townsend  
Clerk to the Board